



Posted: 10/25/10

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DIVISION OF PROFESSIONAL REGULATION

PUBLIC MEETING MINUTES:	<b>Board of Massage and Bodywork</b>
MEETING DATE AND TIME:	<b>Thursday, September 16, 2010 at 1:30 p.m.</b>
PLACE:	861 Silver Lake Boulevard, Dover, Delaware <b>Conference Room B</b> , second floor Cannon Building
MINUTES APPROVED:	October 20, 2010

**MEMBERS PRESENT**

Lora Bryner, Professional Member, President  
Sheila Nagyiski, Professional Member  
Holly Overmyer, Professional Member  
Gordon Gelley, Public Member, Secretary  
Sharon Harris, Public Member

**MEMBERS ABSENT**

Cindy Horsman, Professional Member, Vice President  
Diane Langston, Public Member

**DIVISION STAFF/DEPUTY ATTORNEY GENERAL/COURT REPORTER**

Eileen Heeney, Deputy Attorney General  
Nancy Fields, Administrative Specialist  
James Collins, Director  
Kay Warren, Deputy Director

**OTHERS PRESENT**

Beth Richmond  
David Patterson  
Paul Lindamood, CEO of NCBTMB  
Neal Delaporta, Board Chair of NCBTMB

**CALL TO ORDER**

Ms. Bryner called the meeting to order at 1:40 p.m.

**REVIEW OF MINUTES**

The Board reviewed the minutes from the August 19, 2010 meeting. A motion was made by Ms. Harris, seconded by Ms. Horsman, to approve the minutes as presented. The motion unanimously carried.

## **NEW BUSINESS**

The NCBTMB guests were originally scheduled to give their presentation at the beginning of the meeting; however, they decided to wait until the end of the meeting since they were interested in what the Board would be discussing.

### **Ratification of Certified Massage Technician Applications**

A motion was made by Ms. Harris, seconded by Ms. Nagyiski, to ratify the following Certified Massage Technician applications for licensure, which were issued by the Division of Professional Regulation:

Nathalie Francious, Lauren Justice, Michael L. Jackson, Ami Lynne Friend, Lijun Gao, Hong Dong Zhang and Jennifer N. Plath

The motion unanimously carried.

### **Ratification of License Massage Therapists Applications**

A motion was made by Ms. Nagyiski, seconded by Mr. Harris, to ratify the following Licensed Massage Therapist applications for licensure, which were issued by the Division of Professional Regulation:

Susan Hanna, Linda Hopkins, Jessica McLaughlin, and Thomas Sheehan

The motion unanimously carried.

### **Continuing Education Approval Requests**

After review, a motion was made by Ms. Nagyiski, seconded by Ms. Overmyer, to amend the agenda to add and approve the following applications as presented:

AMTA

Taste of Mai Tai – Fusion

Relaxing Touch Bodyworks – Janet Fante, LMT

Introduction to Shiatsu-Theory and Technique, 12 hours, core

Chair Massage, 6 hours

The motion unanimously carried.

After review, a motion was made by Ms. Harris, seconded by Ms. Overmyer, to table the following applications for additional information:

Institute for Advanced Therapeutics

CE Home Study – Online Courses:

Carpal Tunnel Syndrome – A Comprehensive Guide for the Massage Therapist, 4 hours, core

Low Back Pain: Current Concepts in Assessment, Management and Prevention, 12 hours, elective

The Massage Therapist's Guide to Sports Massage, 12 hours, core

The motion unanimously carried.

## **CORRESPONDENCE**

The Delaware Board received and reviewed a letter from the Associated Bodywork and Massage Professionals (ABMP) and discussed their comments and suggestions.

The ABMP expressed their opinion regarding HB 463 and stated that the MBLEx was not properly acknowledged in the Bill like the NCBTMB exams were and suggests that the Board also consider accepting the MBLEx exam. In addition, ABMP expressed their disappointment in the Board's "lack of transparency" throughout the legislative Sunset review process and suggested "that simple outreach and transparency to the public would have resulted in a better bill and could have prevented a veto by the governor." ABMP also stated that "they hope this experience of HB 463 encourages a more transparent process and a willingness by the Board to engage in the public, and encourages the public to become more engaged."

The Board will take ABMP's suggestions and comments under advisement since the Board's ultimate goals are protecting the public that use the services provided, and to produce a good and fair laws and regulations for the practitioners of Delaware. Any other suggestions and comments are encouraged and will be taken under advisement.

The Board would like to remind practitioners that the Board meets ten times a year for regular meetings. In addition, it also holds workshops when working on Regulation or Statute changes. All of these meetings are posted on DPR's meeting calendar webpage and are open to the public. Over the past 4 years, whenever practitioners or members of the public had questions or comments, the Board members and Division staff has encouraged them to attend these meetings, but very few have attended or sent in comments. After having such low public attendance, the Board received a sense that the practitioners were not really interested or did not care about the business of the Board. The Board and Division were not aware that massage practitioners desired or needed any additional and/or specific outreach other than the normal process used by the Division to reach any of the professionals. The Board definitely did not try to hide their work and in the future will try to improve public relations with the practitioners.

In addition to the Board's meetings, all of the Sunset Review hearings were publicly noticed.

In the next few months, the Board will be working on its Rules and Regulations to support the current Statute. The final draft of the Regulations will be published in two newspapers, posted on the Division website and a public hearing will be held to receive any comments and to adopt the final Rules and Regulations.

The Board will also be submitting a new bill to next year's Legislative session. The Board felt that are still many changes needed to improve the profession and to better protect the public. The Board encourages comments and suggestions regarding how to make these changes.

*Mr. Gelley left at 3:30 pm*

## **OTHER BUSINESS**

Ms. Nagyiski suggested that a clause be added to the regulations or the law to require liability insurance for all practitioners. This suggestion will be taken under advisement and discussed again in the near future.

## **PUBLIC COMMENT**

Beth Richmond, CMT is an ABMP member and supports ABMP's view that the MBLEx is an exam that should be considered as a pathway to licensure. She also feels that liability insurance should be a requirement for it is really important for public protection.

### **NEXT SCHEDULED MEETING**

The next meeting is scheduled for October 21, 2010 at 1:30 pm. A workshop will be held at 11:00 AM to specifically work on the Rules and Regulations that support the current law.

### **Discussion and Recommended Revisions and Amendments to the Rules and Regulations**

The Board briefly went over some of the proposed amendments to the Rules and Regulations. The Board members were encouraged to take the information home to make notes and suggestions to bring back to the next workshop.

### **Presentation from NCBTMB**

Paul Lindamood, CEO and Neal Delaporta, Board Chair of NCBTMB presented the Board with a twenty-minute presentation on the responsibilities, goals, challenges of the NCBTMB, as well as how the process works for Advanced Certification, the exams, and the new data base.

*Ms. Overmyer left at 4:25 p.m.*

### **ADJOURNMENT**

There being no further business, a motion was made by Ms. Horsman, seconded by Ms. Nagyiski, to adjourn the meeting. The motion was unanimously carried. The meeting was adjourned at 4:25 p.m., however, unofficial discussion continued until 4:40 p.m.

Respectfully submitted,



Nancy Fields  
Administrative Specialist II for  
Board of Massage and Bodywork